

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

**THOMAS L. SANDERSON,  
an individual,**

**Plaintiff,**

vs.

**ANDREW BAILEY, in his official capacity as Attorney General of the State of Missouri; and JAMES HUDANICK, in his official capacity as Chief of Police of the city of Hazelwood, Missouri**

### **Defendants.**

**Civil Action:**

**JUDICIAL CONSIDERATION  
RESPECTFULLY REQUESTED  
PRIOR TO OCTOBER 31, 2023**

**NOTICE OF MOTION AND MOTION FOR  
ANCE OF TEMPORARY RESTRAINING OR**

TO THE COURT AND ALL PARTIES OF RECORD: PLEASE TAKE NOTICE that, pursuant to Fed. R. Civ. P. 65 and this Court's Local Rules, Plaintiff Thomas L. Sanderson will and hereby does move for a Temporary Restraining Order (TRO) enjoining enforcement of Missouri Revised Statute section 589.426(1)(3) (the "Statute") on the ground that the Statute compels speech in violation of the First Amendment to the United States Constitution.

**Judicial consideration of this Motion is respectfully requested prior to October 31, 2023**, since the Statute applies only on that date (Halloween), and an order issued on or after October 31, 2023 would defeat relief. Plaintiff does not request oral argument on this Motion unless ordered by the Court.

This Motion will be based upon the Memorandum of Points and Authorities attached hereto, the Complaint filed in this action on October 3, 2023 and exhibits thereto (Doc. # 1), as well as upon any other evidence and argument that the Court may entertain.

Notice of this motion was provided as required by the Federal Rules of Civil Procedure by sending it via Federal Express on October 11, 2023 via overnight delivery to:

DEFENDANT ANDREW BAILEY  
ATTORNEY GENERAL OF MISSOURI  
Attorney General's Office  
815 Olive Street, Suite 200  
St. Louis, MO 63101

DEFENDANT JAMES HUDANICK, CHIEF OF POLICE  
Hazelwood Police Department  
415 Elm Grove Lane  
Hazelwood, MO 63042

Dated: October 11, 2023

/s/ *Janice M. Bellucci*  
Janice Madelyn Bellucci #108911 (CA)  
*Admitted Pro Hac Vice*  
Law Office of Janice M. Bellucci  
2110 K Street  
Sacramento, CA 95816  
Telephone: (805) 896-7854  
Email: jmbellucci@aol.com

Dated: October 11, 2023

/s/ *Matthew David Fry*  
Matthew David Fry #57845 (MO)  
Attorney for Plaintiff  
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